

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

TONY BURFORD,

Plaintiff

v.

**DELAWARE COUNTY,
PENNSYLVANIA, ET AL.,**

Defendant

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Case No. 19-cv-0577-JMY

ORDER

AND NOW, this 20th day of December, 2019, upon consideration of Defendants' Motion to Dismiss (ECF No. 20), and all documents submitted in support thereof and in opposition thereto, it is **ORDERED** that Defendants' Motion is **GRANTED** in part and **DENIED** in part as follows:

The Motion is **GRANTED** as to the following claims, which are **DISMISSED WITH PREJUDICE**:

- (1) Plaintiff's substantive due process claim asserted against all Defendants (Count II);
- (2) Plaintiff's claim for conversion against Defendant Delaware County (Count VI);
- (3) Plaintiff's Fifth, Eighth, and Fourteenth Amendment claims (Counts I, III-IV) asserted against Defendants Angela L. Martinez, Patricia Oreskovich, and Philip F. Pisani in their individual capacities; and
- (3) all claims asserted against Defendants Angela L. Martinez, Patricia Oreskovich, and Philip F. Pisani in their official capacities.

In all other respects, the Motion is **DENIED**.

IT IS SO ORDERED.

BY THE COURT:

/s/ Judge John Milton Younge

Judge John Milton Younge